

Practitioner's Docket No. MI40-341

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: David K. Ovard et al.

Application No.: 10/081,256 Group No.: 2685

Filed: February 19, 2002 Examiner: Lana N. Le

For: "Wireless Communication Systems, Interrogators and Methods of Communication Within a Wireless Communication System"

Assistant Commissioner for Patents and Trademarks
P.O. Box 1450, Mail Stop 16, Alexandria VA 22313-1450

ATTENTION: Refund Section, Accounting Division, Office of Finance

REQUEST FOR REFUND
(IMPROPER CHARGE OF DEPOSIT ACCOUNT)

I. REFUND REQUEST

This is a request for a refund, with respect to the debit to Deposit Account 23-0925, shown on the statement dated June 1, 2006 for the above-identified application.

A copy of the monthly statement, in which the error referred to occurs, accompanies this request. A copy of the May 2006 PTO Deposit Account Statement, Auto-Reply Facsimile Transmission, Fee Transmittal, accompanies this request.

CERTIFICATE OF MAILING/TRANSMISSION (37 C.F.R. 1.8(a))

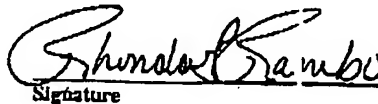
I hereby certify that, on the date shown below, this correspondence is being:

MAILING

- ☐ deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to the Commissioner for Patents and Trademarks, Washington, D.C. 20231.

FACSIMILE

- ☒ transmitted by facsimile to the Patent and Trademark Office. 571-273-6500

Date: 20 June 2006
Signature

Rhonda G. Rambo

(type or print name of person certifying)

(Request for Debit (Improper Credit of Deposit Account) page 1 of 2)

Adjustment date: 07/06/2006 SDENBOB1
06/01/2006 WABDELRI 00000077 230925 10081256
01 FC:1251 120.00 CRAdjustment date: 07/06/2006 SDENBOB1
06/01/2006 WABDELRI 00000077 230925 10081256
02 FC:1202 400.00 CR

II. FEES CHARGED FOR WHICH REFUND IS REQUESTED

	AMOUNT OF REFUND REQUESTED
Improper charge for One Month Extension of Time	\$120.00
Improper charge for Claims in Excess of Twenty	\$400.00
TOTAL REFUND REQUESTED	\$520.00

III. EXPLANATION OF WHY CONTESTED CHARGE IS IN ERROR


On May 30, 2006 we filed via facsimile an office action response to the January 30, 2006 office communication. We submitted instructions on the Fee Transmittal, 5/30/06, to charge our PTO Deposit Account the total amount of \$520.00 for a One Month Extension of Time (\$120.00) and Claims in Excess of Twenty (\$400.00). The noted fees were charged on our PTO Deposit Account on May 31, 2006, which was correct. However, on June 1, 2006 the PTO charged our account again for the noted fees above. (See June 2006 PTO Deposit Account Statement)

Please refund our PTO Deposit Account (230925) a total of \$520.00 for the One Month Extension of Time and the Claims in Excess of Twenty which were improperly charge on our June PTO Statement.

IV. MANNER OF REFUND

Please Credit Account No. 23-0925.

Date: 6/20/06



James D. Shurette
Reg. No. 39,333
Wells St. John P.S.
601 West First Ave., Suite 1300
Spokane, WA 99201-3828
Tel. No.: (509) 624-4276
Customer No.: 021567

(Request for Debit (Improper Credit of Deposit Account)—page 2 of 2)

Deposit Account Statement

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**United States
Patent and
Trademark Office**

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Deposit Account Statement

Requested Statement Month:

June 2006

Deposit Account Number:

230925

Name:

WELLS ST JOHN PS

Attention:

RHONDA RAMBO

Address:

601 WEST FIRST AVENUE SUITE 1300

City:

SPOKANE

State:

WA

Zip:

99201-3817

Country:

UNITED STATES

DATE	SEQ	POSTING REF TXT	ATTORNEY DOCKET NBR	FEE CODE	AMT	BAL
06/01	26	SUBSCRIPTION		8001	\$6.00	\$12,213.00
06/01	47	11303736	EN7-002	2252	\$165.00	\$12,048.00
06/01	111	PAYMENT		9203	-\$7,000.00	\$19,048.00
06/01	119	10081256	MI40-341	1251	\$120.00	\$18,928.00
06/01	120	10081256	MI40-341	1202	\$400.00	\$18,528.00
06/01	139	10461529	MI22-2337	1201	\$400.00	\$18,128.00
06/01	140	10461529	MI22-2337	1202	\$250.00	\$17,878.00
06/01	623	10367520	MI22-2257	1801	\$790.00	\$17,088.00
06/01	668	10330719	MI22-2221	1801	\$790.00	\$16,298.00
06/01	712	11131070	MI22-2894	1806	\$180.00	\$16,118.00
06/01	1084	09912652	30-5004 DIV2	1806	\$180.00	\$15,938.00
06/02	90	10072415	MI30-068	1251	\$120.00	\$15,818.00
06/05	557	11244011	EL17-002	8021	\$40.00	\$15,778.00
06/06	3	10933927	MI22-2681	1201	\$200.00	\$15,578.00
06/06	727	10776553	MI22-2497	1801	\$790.00	\$14,788.00
06/07	2410	78902857	PO4-1269	7001	\$325.00	\$14,463.00
06/07	2462	78225411	PO4-1193	7004	\$150.00	\$14,313.00
06/07	2544	78225940	PO4-1198	7004	\$150.00	\$14,163.00
06/08	3	90006987		9204	-\$1,020.00	\$15,183.00
06/08	532	78230465	PO4-1199	7004	\$150.00	\$15,033.00
06/08	554	78290323	PO4-1221	7004	\$150.00	\$14,883.00
06/08	605	78420620	PO4-1238	7004	\$150.00	\$14,733.00
06/08	677	78597632	PO4-1248	7004	\$150.00	\$14,583.00
06/08	733	78597845	PO4-1249	7004	\$150.00	\$14,433.00
06/08	750	78597655	PO4-1250	7004	\$150.00	\$14,283.00
06/08	807	2054106	KE2-114	7205	\$100.00	\$14,183.00
06/08	808	2054106	KE2-114	7201	\$400.00	\$13,783.00
06/08	855	78459092	KE2-150	7004	\$150.00	\$13,633.00
06/09	89	09643004	MI22-1358	1251	\$120.00	\$13,513.00
06/09	813	10013614	MI22-1843	1251	\$120.00	\$13,393.00

Deposit Account Statement #230925

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05/15 68	10850168	MI22-2479	1251	\$120.00	\$15,057.00
05/15 517	11090529	MI22-3156	8007	\$20.00	\$15,037.00
05/15 699	11018848	MI22-2759	1806	\$180.00	\$14,857.00
05/16 52	5836527	IR1-025	2552	\$1,500.00	\$13,707.00
05/16 471	78883727	KE8-104	7001	\$325.00	\$13,382.00
05/16 524	78883750	KE8-105	7001	\$325.00	\$13,057.00
05/16 559	78883766	KE8-108	7001	\$325.00	\$12,732.00
05/16 593	78883784	KE8-107	7001	\$325.00	\$12,407.00
05/16 820	78883888	OX1-156	7001	\$325.00	\$12,082.00
05/16 908	78277471	PO4-1208	7004	\$150.00	\$11,932.00
05/16 939	78277479	PO4-1209	7004	\$150.00	\$11,782.00
05/17 1312	10731108	13872-B	2814	\$65.00	\$11,717.00
05/18 24	SUBSCRIPTION		8001	\$3.00	\$11,714.00
05/18 253	1968351	GE26-108	7205	\$100.00	\$11,614.00
05/18 254	1968351	GE26-108	7201	\$400.00	\$11,214.00
05/18 255	1968351	GE26-108	7206	\$100.00	\$11,114.00
05/18 256	1968351	GE26-108	7203	\$100.00	\$11,014.00
05/18 501	78885979	PO4-1268	7001	\$325.00	\$10,689.00
05/18 615	78277490	PO4-1211	7004	\$150.00	\$10,539.00
05/18 682	78500089	PO4-1240	7004	\$150.00	\$10,389.00
05/18 710	78500101	PO4-1241	7004	\$150.00	\$10,239.00
05/19 71	PAYMENT		9203	-\$6,000.00	\$16,239.00
05/19 350	60747606	HY4-020	2005	\$100.00	\$16,139.00
05/19 403	78808089	KI1-109	7003	\$100.00	\$16,039.00
05/19 558	10912878	MI22-2647	1806	\$150.00	\$15,889.00
05/19 753	78529139	GO2-115	7003	\$500.00	\$15,389.00
05/22 1245	78888536	SH22-105	7001	\$325.00	\$15,064.00
05/23 727	78889364	PF2-101	7001	\$325.00	\$14,739.00
05/23 816	78889420	PF2-102	7001	\$325.00	\$14,414.00
05/23 935	78889475	WA23-1121	7001	\$325.00	\$14,089.00
05/23 1023	78329440	PO4-1226	7003	\$100.00	\$13,989.00
05/26 9	6979631		1811	\$100.00	\$13,889.00
05/26 10	6881326		1811	\$100.00	\$13,789.00
05/26 38	11402018	MI22-3052	1081	\$250.00	\$13,539.00
05/30 608	78417395	EV8-101	7003	\$100.00	\$13,439.00
05/31 65	10081256	MI40-341	1251	\$120.00	\$13,319.00
05/31 66	10081256	MI40-341	1202	\$400.00	\$12,919.00
05/31 310	11168861	MI22-2823 (FOR MI22-3236)	8007	\$200.00	\$12,719.00
05/31 1046	78896248	PI19-101	7001	\$325.00	\$12,394.00
05/31 1171	78896307	PI19-102	7001	\$325.00	\$12,069.00

START
BALANCE
\$15,930.00

SUM OF
CHARGES
\$17,881.00

SUM OF
REPLENISH
\$14,170.00

END
BALANCE
\$12,219.00

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Deposit Account Statement

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Deposit Account Statement

Requested Statement Month: May 2006
 Deposit Account Number: 230925
 Name: WELLS ST JOHN PS
 Attention: RHONDA RAMBO
 Address: 601 WEST FIRST AVENUE SUITE 1300
 City: SPOKANE
 State: WA
 Zip: 99201-3817
 Country: UNITED STATES

DATE	SEQ	POSTING REF TXT	ATTORNEY DOCKET NBR	FEE CODE	AMT	BAL
05/01	138	10427296	MI22-2095	1251	\$120.00	\$15,810.00
05/01	139	10427296	MI22-2095	1801	\$750.00	\$15,020.00
05/01	428	10012619	MI22-1853	1806	\$150.00	\$14,840.00
05/01	976	11380927	WSURF-644-CON	4011	\$75.00	\$14,765.00
05/01	977	11380927	WSURF-644-CON	2111	\$250.00	\$14,515.00
05/01	978	11380927	WSURF-644-CON	2311	\$100.00	\$14,415.00
05/01	979	11380927	WSURF-644-CON	2202	\$900.00	\$13,515.00
05/02	25	10911119	MI22-2579	1801	\$750.00	\$12,725.00
05/02	58	09827248	MI22-1684/US	1464	\$100.00	\$12,595.00
05/02	59	09827248	MI22-1684/US	1801	\$750.00	\$11,805.00
05/03	2	PCT/US06/01906		9204	-\$13.00	\$11,821.00
05/04	1	10427296	MI22-2095	1202	\$100.00	\$11,721.00
05/04	2	10427296	MI22-2095	1201	\$200.00	\$11,521.00
05/04	26	SUBSCRIPTION		8001	\$3.00	\$11,518.00
05/05	4	11399888	MI22-3188	1081	\$250.00	\$11,268.00
05/05	13	10072415		1202	-\$1,314.00	\$12,582.00
05/05	14	10072415		1201	-\$840.00	\$13,422.00
05/05	81	11415621	H0011235.73595 US	1464	\$100.00	\$13,292.00
05/05	574	10852784	MI22-2578	1801	\$750.00	\$12,502.00
05/05	580	10050348	MI22-1898	1806	\$150.00	\$12,322.00
05/08	128	09521092	MI22-1370	8001	\$15.00	\$12,307.00
05/09	281	11418582	MI22-3214	1202	\$50.00	\$12,257.00
05/09	508	10636028	MI22-2233	1801	\$750.00	\$11,467.00
05/10	25	11395476	MI22-3122	1081	\$250.00	\$11,217.00
05/10	193	11236115	MI22-2925	1251	\$120.00	\$11,097.00
05/11	53	10769430	MI22-2490	1401	\$500.00	\$10,597.00
05/12	2	10933927	MI22-2681	1801	\$750.00	\$9,807.00
05/12	66	PAYMENT		9203	-\$6,000.00	\$15,807.00
05/12	156	10769430	MI22-2490	1401	\$500.00	\$15,307.00
05/15	1	10837428	MI22-2563	1814	\$100.00	\$15,177.00

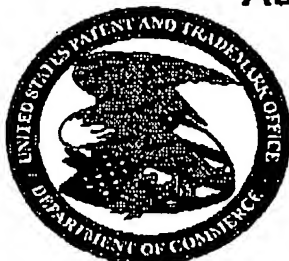
06/20/2006 11:07 FAX 5098383424

WELLS ST JOHN PS

008/007

5/30/2006 7:49:14 PM
aply fax to 5098383424 COMPANY;

Auto-Reply Facsimile Transmission



TO:

Fax Sender at 5098383424

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Date Received:

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27 (Including cover page)

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06/20/2006 11:07 FAX 5098383424	WELLS ST JOHN PS	06/17/2006
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE		
Application Serial No. 10/081,258		
Filing Date February 19, 2002		
Inventor David K. Oyard et al		
Assignee Micron Technology, Inc.		
Group An Unl.		
Examiner Lana N. Le		
Attorney's Doctor No. M40-341		
Title: Wireless Communication Systems, Interrogators and Methods of Communicating Within a Wireless Communication System		
Mail Stop Amendment		
Assistant Commissioner for Patents		
P.O. Box 1450		
Alexandria VA 22313-1450		
CERTIFICATE OF FACSIMILE TRANSMISSION UNDER 37 CFR 1.8		
I hereby certify that the following papers are being facsimile transmitted to the Patent and Trademark Office at (571) 273-8300 on the date shown below:		
1. Transmittal Form (PTO/SB/021) & Fee Transmittal (PTO/SB/17) in duplicate		
2. Petition for Extension of Time in duplicate		
3. Response to 1/30/2006 Office Action		
Dated: 6/30/06.	By: Lori Paulus	
	Lori Paulus	
	Telephone No. (509) 624-4276	
	Facsimile No. (509) 838-3414	
NUMBER OF PAGES IN FACSIMILE: 27		
COPY		
PAGE 027 * RCVD AT 6/20/2006 2:06:45 PM [Eastern Daylight Time] * SVR:USPTO-EFXRF-27 * DNIS:2736500 * CSID:5098383424 * DURATION (mm-ss):02:34		

PTO/SB/17 (01-06)

Approved for use through 07/31/2006, OMB 0651-0032
U.S. Patent and Trademark Office, U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4918).

FEE TRANSMITTAL
For FY 2006☐ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$) 520.00

Complete if Known

Application Number	10/081,256
Filing Date	February 19, 2006
First Named Inventor	David K. Ovard
Examiner Name	Lana N. Le
Art Unit	2685
Attorney Docket No.	MI40-341

METHOD OF PAYMENT (check all that apply)☐ Check ☐ Credit Card ☐ Money Order ☐ None ☐ Other (please identify):☒ Deposit Account Deposit Account Number: 23-0925 Deposit Account Name: Wells St. John P.S.

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

☒ Charge fee(s) indicated below☐ Charge fee(s) indicated below, except for the filing fee☒ Charge any additional fee(s) or underpayments of fee(s) under 37 CFR 1.18 and 1.17☒ Credit any overpayments

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

FEE CALCULATION (All the fees below are due upon filing or may be subject to a surcharge.)**1. BASIC FILING, SEARCH, AND EXAMINATION FEES**

Application Type	FILING FEES		SEARCH FEES		EXAMINATION FEES		Fees Paid (\$)
	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	
Utility	300	150	500	250	200	100	
Design	200	100	100	50	130	65	
Plant	200	100	300	150	160	80	
Reissue	300	150	500	250	600	300	
Provisional	200	100	0	0	0	0	

2. EXCESS CLAIM FEES**Fee Description**

Each claim over 20 (including Reissues)

Each independent claim over 3 (including Reissues)

Multiple dependent claims

Total Claims	Extra Claims	Fee (\$)	Fee Paid (\$)
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n/a - 20 or HP = 8	x	50	= 400
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HP = highest number of total claims paid for, if greater than 20.

Indep. Claims	Extra Claims	Fee (\$)	Fee Paid (\$)
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- 3 or HP =	x		
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HP = highest number of independent claims paid for, if greater than 3.

3. APPLICATION SIZE FEE

If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 CFR 1.52(e)), the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof	Fee (\$)	Fee Paid (\$)
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- 100 =	/ 50 =	(round up to a whole number) x		
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4. OTHER FEE(S)

Non-English Specification, \$130 fee (no small entity discount)

Other (e.g., late filing surcharge): 1 Month Extension

SUBMITTED BY

Signature

Registration No.
(Attorney/Agent) 39,833

Telephone (509) 624-4276

Name (Print/Type) James D. Shaurella

Date 5/30/06

This collection of information is required by 37 CFR 1.138. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 30 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.